

Senate Bill 482

By: Senators Hill of the 32nd and Meyer von Bremen of the 12th

**AS PASSED**

**AN ACT**

To amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to repeal Chapter 11, relating to the State Law Library; to delete references to the State Law Library; to amend the Official Code of Georgia Annotated so as to make conforming changes; to provide for other related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended by repealing Chapter 11, relating to the State Law Library, and designating said chapter as reserved.

**SECTION 2.**

Code Section 20-5-2 of the Official Code of Georgia Annotated, relating to the powers and duties of the board of regents and the director of University of Georgia Libraries relative to state public libraries, is amended by revising subsection (k) as follows:

"(k) The director of the University of Georgia Libraries may transfer books and other library holdings to the Division of Archives and History, the Board of Regents of the University System of Georgia, or other public libraries. Books and other library holdings which are obsolete, defective, worn out, or surplus, or otherwise in the discretion of the director of the University of Georgia Libraries are not required, may be sold, destroyed, or otherwise disposed of by the director of the University of Georgia Libraries, without the need to comply with the provisions of Article 5 of Chapter 13 of Title 45 relating to the disposition of surplus state books."

**SECTION 3.**

Code Section 36-80-19 of the Official Code of Georgia Annotated, relating to the codification of ordinances and resolutions of local governments, is amended by revising subsections (a) and (d) as follows:

"(a) As used in this Code section, the term 'local governing authority' means the governing authority of each municipality and county in this state."

"(d) Each such general codification shall be:

(1) Made available by posting such codification on the Internet; or

(2) In counties which have established a county law library, furnished as a copy to the county law library."

**SECTION 4.**

Code Section 45-13-22 of the Official Code of Georgia Annotated, relating to distribution of copies of the Georgia Laws and the journals of the House of Representatives and the Senate, is amended by revising paragraph (1) of subsection (c) as follows:

"(1) Law Department — 33 sets, which number may be increased by written order of the Attorney General;"

**SECTION 5.**

Said Code section is further amended by revising paragraph (1) of subsection (d) as follows:

"(1) Law Department — four sets, which number may be increased by written order of the Attorney General;"

**SECTION 6.**

Said Code section is further amended by revising subsection (h) as follows:

"(h) The Secretary of State shall act as the exchange officer of this state for the purpose of a regular exchange between this state and other states and foreign governments of the session laws and the journals of the House and Senate. To the extent that the Secretary of State deems such exchanges appropriate, if requested by the Attorney General to make such exchanges, the Secretary of State shall distribute one set of the session laws and the journals of the House and Senate to each participating state and foreign government."

**SECTION 7.**

Article 3 of Chapter 5 of Title 50, relating to state purchasing, is revised in paragraph (1) of subsection (a) of Code Section 50-5-58, relating to cases where purchases through the Department of Administrative Services are not mandatory, as follows:

"(1) Technical instruments and supplies and technical books and other printed matter on technical subjects; also manuscripts, maps, books, pamphlets, and periodicals for the use of any library in the state supported by state funds; also services;"

**SECTION 8.**

Article 2 of Chapter 18 of Title 50, relating to court reports, is amended by revising Code Section 50-18-31, relating to the procedure for distribution of reports and the discontinuance or resumption of distribution, as follows:

"50-18-31.

The reporter shall make distribution of the reports which shall be handled in accordance with this Code section:

(1) The reporter shall place all orders for the reports with the publisher. At any time the state librarian adds or eliminates a particular exchange point or determines that the number of copies of either of the reports needs to be changed, he or she shall notify the reporter of this fact in writing, and the reporter shall adjust his or her orders for new reports accordingly;

(2) All volumes distributed within this state to the state or to any of its subordinate departments, agencies, or political subdivisions, or to public officers or public employees within the state, other than to the state librarian for exchange purposes, shall be the property of the appropriate public officer or employee during his or her term of office or employment and shall be turned over to his or her successor; and the reporter shall take and retain a receipt from each such public officer or employee acknowledging this fact. Volumes distributed to the state librarian for exchange purposes, but handled for delivery to exchangees by the reporter on behalf and in the name of the state library, shall become the property of the recipient. The reporter shall at all times use the most economical method of shipment consistent with the safety and security of the volumes;

(3) The reporter shall make distributions of the reports in accordance with the following:

Archives, State. . . . .	one copy
Commissioner of Insurance. . . . .	one copy
Court of Appeals of Georgia. . . . .	23 copies

(which number may be increased upon written order from the Chief Judge to the reporter)

Executive Department. . . . .	one copy
Georgia Institute of Technology. . . . .	one copy
Georgia State University. . . . .	one copy
Historical Society, Georgia. . . . .	one copy
Human Resources, Department of. . . . .	one copy
House Judiciary Committee. . . . .	one copy
Labor, Department of. . . . .	one copy
Law, Department of. . . . .	six copies

(which number may be increased upon written order from the Attorney General)

Legislative Counsel. . . . .	one copy
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(which number may be increased upon written order of the Legislative Counsel)

#### Library, State

##### Exchange Program:

Each foreign government authority participating. . . . .	one copy
Each state participating. . . . .	one copy
Shelving. . . . .	two copies

Newly created superior court circuits or judgeships. . . . .	as appropriate
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Whenever a new superior court circuit or a new judgeship within a circuit shall be created, if the officer entitled to reports shall notify the reporter in writing of his or her assumption of office, the reporter shall add his or her position to those to receive reports and shall supply him or her with all earlier volumes.

Judge of the Probate Court (each county). . . . .	one copy
Public Service Commission. . . . .	one copy
Recipients not named herein but named on the librarian's distribution list as of the date of his or her last distribution of the reports next preceding April 18, 1975 (each). . . . .	one copy

The reporter is authorized to add such names, in whole or in part, to his or her listing of distributees to receive future reports.

## Reporter

Assistant reporter's desk. . . . .	one copy
Copyright. . . . .	three copies
Reporter's clerical staff. . . . .	one copy
Reporter's desk. . . . .	one copy
Secretary of State. . . . .	one copy
Senate Judiciary Committee. . . . .	one copy
Special or emergency circumstances. . . . .	as appropriate

When it shall appear to the reporter that a worthy state purpose will be served thereby, he or she may add agencies or officers to the list of recipients of reports, provided that no courts or agencies of a local nature shall be added to the list.

## Superior Courts

Clerks (each). . . . .	one copy
District Attorneys (each). . . . .	one copy
Judges (each). . . . .	one copy
Supreme Court of Georgia. . . . .	18 copies
(which number may be increased upon written order from the Chief Justice to the reporter)	

## United States Courts

Court of Appeals, Fifth Circuit. . . . .	one copy
District Courts, Georgia. . . . .	four copies
University of Georgia Law School Library. . . . .	25 copies
Workers' Compensation, State Board of. . . . .	six copies

The reporter may add additional recipients or additional copies to named recipients upon written order from the Chief Justice of the Supreme Court; and

(4) Notwithstanding the provisions of paragraph (3) of this Code section regarding distribution of reports to superior courts and to judges of the probate courts, the chief judge of the superior courts of any judicial circuit may, for any county within that circuit, have discontinued or restored the distribution of any of that county's authorized number of copies of reports, as such judge determines the needs therefor, upon written request to the librarian. In any event, at least one copy of each report shall be distributed to each

county to be placed in the county law library or, if no such library is maintained, in the office of the judge of the probate court for the use of the general public."

**SECTION 9.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

**SECTION 10.**

All laws and parts of laws in conflict with this Act are repealed.